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Attorneys for Defendants

UNITED STATES DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA  
 SAN JOSE DIVISION

JIN WU and CHANG ZHANG,

Plaintiffs,

v.

ALBERTO GONZALES, United States  
 Attorney General, U.S. Department of Justice;  
 MICHAEL CHERTOFF, Secretary of the  
 Department of Homeland Security;  
 EMILIO GONZALEZ, Director of United States  
 Citizenship and Immigration Services,

Defendants.

No. C 07-3118-PVT

**STIPULATION TO VACATE CASE  
 MANAGEMENT CONFERENCE OR, IN  
 THE ALTERNATIVE, TO APPEAR  
 TELEPHONICALLY**

Date: November 20, 2007

Time: 2:00 p.m.

The plaintiffs, by and through their attorneys of record, and defendants, by and through their attorneys of record, hereby jointly ask this Court to vacate the case management conference, currently scheduled for November 20, 2007, and to adopt the briefing schedule proposed in the parties' joint case management statement, in light of the facts that: (1) the parties believe this case can be resolved on cross-motions for summary judgment; (2) the parties do not anticipate the need for any discovery; (3) the parties have agreed on a briefing schedule and a proposed hearing date; and (4) the government attorney assigned to this case, Edward A. Olsen, will be on vacation from November 19-23, 2007.

In the alternative, the parties jointly ask this Court for permission to appear at the case

STIPULATION TO VACATE CASE MANAGEMENT CONFERENCE  
 C 07-3118 PVT

1 management conference telephonically.

2  
3  
4 Dated: November 13, 2007

Respectfully submitted,

5 SCOTT N. SCHOOLS  
6 United States Attorney

7 /s/  
8 EDWARD A. OLSEN  
Assistant United States Attorney  
Attorneys for Defendants

9 Dated: November 13, 2007

10 /s/  
11 JUSTIN FOK  
Law Offices of Jean D. Chen  
Attorneys for Plaintiffs

12  
13  
14 **ORDER**

15 Pursuant to stipulation, IT IS SO ORDERED.

16  
17  
18 Date:

19 PATRICIA V. TRUMBULL  
United States Magistrate Judge